IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE FOURTEENTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE C.Y.SOMAYAJULU

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WRIT PETITION NO : 9739 of 2004

Between:

Smt.P.Kusuma W/o Nagaraju
H.No.I.S.No.19, Erramanzil Colony, Hyderabad

.... PETITIONER

AND

1 The Commissioner Municipal Corporation of Hyderabad
lower tank Bund Road, Hyd
2 S.Hanumantha Rao S/o S.Venkaiah
6-1-495, Khairatabad, Hyd

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ, order or direction more particularly one in the nature of a writ of Mandamus directing the Respondent No.1 to stop the construction activity by the Respondent No.2 on the Public Roads in the Approved layout plan in File No.850/TP/69, dt. 8/04/1969, of Women's Co-operative Housing society limited, in survey No. 403/8, 403/9, 403/10 and 403/11 sheikpet Village , Yousufguda, Hyderabad pursuant to the petitioners' Complainant dt. 9/07/2002, and 28/05/2004, and pass such other order or orders in the interests of justice.

Counsel for the Petitioner: MRS.S.NANDA

Counsel for the Respondent No.1.: SMT.G.JYOTHI KIRAN

The Court made the following :

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ORDER:

The grievance of the petitioner is that second respondent having encroached the public road made some constructions and that first respondent in spite of a complaint given by him on 9.7.2002 bringing to his notice about the said encroachment, is not taking any action against the second respondent.

2. In the circumstances stated, the writ petition is disposed of with a direction to the first respondent to consider the representation of the petitioner dated 9.7.2002 with regard to encroachment allegedly made by the second respondent, and take necessary action thereon as per law, as expeditiously as possible, at any rate, within a period of four weeks from the date of receipt of a copy of this order.

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C.Y.SOMAYAJULU, J

Dated : 14.3.2005

Note:

Issue C.C. in two days

(B/o)

RAR

To

1 The Commissioner Municipal Corporation of Hyderabad
lower tank Bund Road, Hyd

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